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12 Attorneys for Plaintiff SUCCESSFACTORS, INC.

13
14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 OAKLAND DIVISION

17 SUCCESSFACTORS, INC, a Delaware
corporation,

18 Plaintiff,

19 vs.

20 SOFTSCAPE, INC., a Delaware corporation,
21 and DOES 1-10, inclusive,

22 Defendants.

23 Case No. CV 08-1376 CW (BZ)

24 **JOINT STIPULATION AND ORDER TO
RESPOND TO AMENDED PLEADINGS**

25 **IT IS HERBY STIPULATED AND AGREED** by and between Plaintiff SuccessFactors, Inc.
26 (“SuccessFactors”) and Defendant Softscape, Inc. (“Softscape” or “Defendant”), through their
27 respective counsel of record, that the parties have an additional thirty (30) days to respond to the
amended or supplemental pleadings. The parties recently completed a mediation on October 20,
28 2008 where they agreed to suspend activities for a brief period to pursue settlement discussions.

1 Pursuant to the Court's Order on October 3, 2008, the due date for the Parties to answer the
2 amended or supplemental pleadings is currently set for October 29, 2008. The parties jointly
3 petition the Court for leave to continue the current deadline by thirty days. The new proposed
4 deadline to respond to the amended pleadings is November 28, 2008.

5 To date, the parties have requested three limited extensions of time continuing the pretrial
6 and trial schedule by approximately thirty days. (See Dkt. Nos. 213, 245, and 247.) They have not
7 otherwise sought any extensions of time.

8 **IT IS SO STIPULATED.**

9 Dated: October 23, 2008

Mintz, Levin Cohn Ferris Glovsky & Popeo, PC

11 By: /s/ Bryan Sinclair
12 Bryan Sinclair
13 Attorneys for Defendant Softscape, Inc.

14 Dated: October 23, 2008

FENWICK & WEST LLP

16 By: /s/ Patrick E. Premo
17 Patrick E. Premo
18 Attorneys for Plaintiff, SuccessFactors, Inc.

19 **ATTESTATION PURSUANT TO GENERAL ORDER 45**

20 Concurrence in the filing of this document has been obtained from the other signatory.

22 Dated: October 23, 2008

FENWICK & WEST LLP

24 By: _____ /
25 Patrick E. Premo
26 Attorneys for Plaintiff, SuccessFactors, Inc.
27
28

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

11/3

Dated: _____, 2008

Chadiealeith

The Honorable Claudia Wilken
United States District Court Judge

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ATTORNEYS AT LAW
MOUNTAIN VIEW